IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6165 OF 2006

Shankar Mallikarjun Pawate .. Petitioner.
Vs.
Shrishailya Mallikarjun Pawate .. Respondent.

Mr.S.S.Patwardhan for the petitioner.

CORAM : D.B.BHOSALE, J.

DATED : 18TH SEPTEMBER, 2006

P.C.:

. Heard learned counsel for the petitioner.

2. This petition is directed against the order dated 10th August, 2006 by which the trial Court has appointed the City Survey Officer as the Court Commissioner to take measurement of the property and submit his report on or before 8.9.2006. This being discretionary order and considering the reasons recorded by the court below in the impugned order, I do not deem it appropriate to interfere with such order by exercising writ jurisdiction of this court under Article 227 of the Constitution of India. The writ petition is dismissed.

(D.B.Bhosale, J.)